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Attorneys for Defendant  
LINCOLN BENEFIT LIFE COMPANY

**UNITED STATES DISTRICT COURT**

**EASTERN DISTRICT OF CALIFORNIA**

KIM-ANH PHAM, on behalf of herself  
and all others similarly situated,

Plaintiff,

v.

LINCOLN BENEFIT LIFE  
COMPANY, and DOES 1 TO 50,  
inclusive,

Defendants.

Case No. 2:23-CV-00561-KJM-AC

Hon. Kimberly J. Mueller  
Courtroom 3

**STIPULATION TO EXTEND TIME  
TO RESPOND TO INITIAL  
COMPLAINT BY NOT MORE THAN  
28 DAYS (L.R. 144(a))**

Current Response Date: May 17, 2023  
New Response Date: June 14, 2023

1 Plaintiff Kim-Anh Pham, on behalf of herself and all others similarly situated  
2 (“Plaintiff”), together with Defendant Lincoln Benefit Life Company (“Lincoln  
3 Benefit”) (collectively the “Parties”), by and through their respective undersigned  
4 counsel, hereby stipulate and agree to extend Lincoln Benefit’s deadline to respond  
5 to the Complaint by twenty-eight days, from May 17, 2023 to June 14, 2023.

6 In support of their stipulation, the Parties state as follows:

- 7 1. Plaintiff filed the instant Complaint on March 23, 2023 (Dkt. No. 1).
- 8 2. Lincoln Benefit was served with the Complaint on April 26, 2023.
- 9 3. Pursuant to Federal Rule of Civil Procedure 4(a)(1)(A)(i), the deadline  
10 for Lincoln Benefit to respond to the Complaint is currently May 17, 2023.
- 11 4. Lincoln Benefit is continuing to assess its response to the Complaint.
- 12 5. Counsel for the Parties have conferred, and Plaintiff’s counsel has  
13 consented to this stipulation for a brief extension of Lincoln Benefit’s deadline to  
14 respond to the Complaint, from May 17, 2023 until June 14, 2023, pursuant to  
15 Local Rule 144(a).
- 16 6. In the event that Lincoln Benefit files a motion to dismiss pursuant to  
17 Federal Rule of Civil Procedure 12, Plaintiff will then have 30 days, until July 12,  
18 2023 to respond.
- 19 7. In the event that Lincoln Benefit answers the Complaint and does not  
20 seek dismissal, the Parties agree that discovery can immediately begin.
- 21 8. The Parties have not previously stipulated to extend the deadline for  
22 Lincoln Benefit to respond to the Complaint.
- 23 9. This agreement amounts to an extension of not more than 28 days  
24 from the date Defendant’s response initially would have been due.
- 25 10. This stipulation is not made for the purpose of delay.

26 IT IS HEREBY STIPULATED, by and between the Parties and their  
27 respective counsel, that:  
28

1 a) Lincoln Benefit's deadline to respond to Plaintiff's Complaint is  
2 extended from May 17, 2023 to **June 14, 2023**; and

3 b) If Lincoln Benefit files a motion to dismiss pursuant to Federal Rule  
4 of Civil Procedure 12, Plaintiff will then have 30 days, until July 12, 2023 to  
5 respond; and

6 c) If Lincoln Benefit answers the Complaint and does not seek  
7 dismissal, the Parties agree that discovery can immediately begin.

8  
9 DATED: June 27, 2023

**HAGENS BERMAN SOBOL SHAPRIO LLP**

10 By: /s/ Christopher R. Pitoun

11 CHRISTOPHER PITOUN

12 *Attorneys for Plaintiff*  
13 *KIM-ANH PHAM*

14  
15 DATED: June 27, 2023

**FAEGRE DRINKER BIDDLE & REATH LLP**

16 By: /s/ Tarifa B. Laddon (as authorized on 5/17/23)

17 TARIFA B. LADDON

18 *Attorneys for Defendant*  
19 *LINCOLN BENEFIT LIFE COMPANY*

20  
21 **IT IS SO ORDERED that:**

22 a) Lincoln Benefit's deadline to respond to Plaintiff's Complaint is  
23 extended from May 17, 2023 to **June 14, 2023**;

24 b) If Lincoln Benefit files a motion to dismiss pursuant to Federal Rule  
25 of Civil Procedure 12, Plaintiff will then have 30 days, until July 12, 2023 to  
26 respond; and

27 *////*

c) If Lincoln Benefit answers the Complaint and does not seek dismissal, the Parties agree that discovery can immediately begin.

Dated: June 27, 2023.

  
CHIEF UNITED STATES DISTRICT JUDGE